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Total Number of Pages in This Submission

3

Application Number

10/756,971

Filing Date

January 13, 2004

First Named Inventor

Bianchi, et al.

Art Unit

3738

Examiner Name

Suzette J-J Gherbi

Attorney Docket Number

MSDI-546/PC316.10

### ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
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<input type="checkbox"/> Reply to Missing Parts/Incomplete Application	<input type="checkbox"/> Landscape Table on CD	
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### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

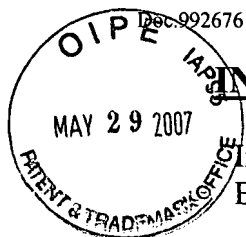
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Date	May 24, 2007	Reg. No.	45,431

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re patent application of:	)	Before the Examiner
Bianchi et al.	)	Suzette J-J Gherbi
	)	
Application Serial No. 10/756,971	)	Group Art Unit 3738
	)	
Filed January 13, 2004	)	Ref. No. MSDI-546
	)	
OPEN INTERVERTEBRAL SPACER	)	May 24, 2007

**INTERVIEW SUMMARY**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the telephonic interview conducted between Examiner Gherbi and the undersigned representative on March 29, 2007, please enter the following Interview Summary. Additionally, please provide any extensions of time necessary and charge any additional fees which may be necessary to Deposit Account No. 12-2424, but not to include any payment of issue fees.

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May 24, 2007

Date of Deposit

Brad A. Schepers

Name of Registered Representative

Signature

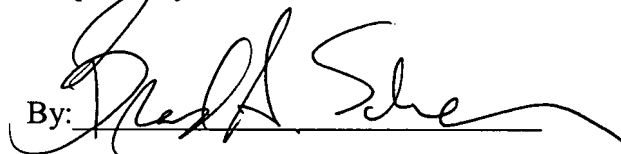
May 24, 2007

Date of Signature

## INTERVIEW SUMMARY

The Applicant's representative thanks Examiner Gherbi for the courtesy of initiating a telephonic interview on March 29, 2007 to further prosecution of the subject application. Independent claim 63 was discussed during the telephonic interview with regard to U.S. Patent No. 4,904,261 to Dove et al. Additionally, claims 70, 73, 92, 103 and 106 were discussed with regard to the correction of various informalities. Examiner Gherbi indicated that the subject application would be placed in condition for allowance if the amendments set forth in the Examiner's Amendment (accompanying the Notice of Allowance dated May 11, 2007) were incorporated into the claims.

Respectfully submitted,

By: 

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